

SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

BILL: CS/SB 934

SPONSOR: Webster

SUBJECT: Exempt or Terminated Trust Funds Administered by Transportation and Economic Development Agencies

DATE: March 27, 2003 REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Mannelli	Kelly	ATD	Fav/1 amendment
2.	Mannelli	Coburn	AP	Favorable/CS
3.	_____	_____	_____	_____
4.	_____	_____	_____	_____
5.	_____	_____	_____	_____
6.	_____	_____	_____	_____

I. Summary:

This bill specifies several trust funds in the Executive Office of the Governor, the Department of Transportation, and the Department of Highway Safety and Motor Vehicles that are exempt from the termination requirements of s. 19(f), Art. III of the State Constitution. It also terminates the Corporations Trust Fund, FLAIR number 45-2-130, and the Public Access Data Systems Trust Fund, FLAIR number 45-2-542, in the Department of State and the Turnpike Controlled Access Trust Fund, FLAIR number 55-2-334, within the Department of Transportation, effective July 1, 2003.

II. Present Situation:

The following trust funds are currently exempt from the termination requirements of s. 19(f), Art. III of the State Constitution:

1. Executive Office of the Governor
 - a. Administered Funds Trust Fund

2. Department of Transportation
 - a. Central Florida Beltway Trust Fund
 - b. Everglades Parkway Construction Trust Fund
 - c. Turnpike Renewal and Replacement Trust Fund
 - d. Turnpike General Reserve Trust Fund
 - e. Turnpike Bond Construction Trust Fund
 - f. Jacksonville Transportation Authority Trust Fund

- g. Jefferson County 1992 Project Trust Fund
 - h. State Transportation (Primary) Trust Fund
 - i. Right-of-Way Acquisition and Bridge Construction Trust Fund
3. Department of Highway Safety and Motor Vehicles
 - a. International Registration Clearing Trust fund
 - b. License Tax Collection Trust Fund
 - c. Motor Vehicle License Clearing Trust Fund
 - d. Security Deposits Trust Fund

The Turnpike Controlled Access Trust Fund was created to account for the \$425 million transferred from the State Transportation Trust Fund to pay for the initial stages of the Turnpike's expansion program. All projects have been completed and the trust fund is no longer used.

The Corporations Trust Fund was created as the depository for all corporate filing fees. From this fund, receipts are transferred to the General Revenue Fund and other state trust funds in accordance with the provisions of s. 607.1901, F.S.

The Public Access Data System Trust Fund was created to purchase information systems and equipment to provide greater public accessibility to records of the Department of State. It is funded via transfer of a portion of corporate filing fees from the Corporations Trust Fund.

III. Effect of Proposed Changes:

This bill would terminate the following trust Funds:

1. The Turnpike Controlled Access Trust Fund in the Department of Transportation since it is no longer used;
2. The Corporations Trust Fund in the Department of State and direct the revenues from corporate filing fees to the General Revenue Fund; and
3. The Public Access Data System Trust Fund in the Department of State.

The bill also continues the exemption of the following trust funds:

1. Executive Office of the Governor
 - a. Administered Funds Trust Fund
2. Department of Transportation
 - a. Central Florida Beltway Trust Fund
 - b. Everglades Parkway Construction Trust Fund
 - c. Turnpike Renewal and Replacement Trust Fund
 - d. Turnpike General Reserve Trust Fund
 - e. Turnpike Bond Construction Trust Fund
 - f. Jacksonville Transportation Authority Trust Fund
 - g. Jefferson County 1992 Project Trust Fund
 - h. State Transportation (Primary) Trust Fund

- i. Right-of-Way Acquisition and Bridge Construction Trust Fund
- 3. Department of Highway Safety and Motor Vehicles
 - a. International Registration Clearing Trust fund
 - b. License Tax Collection Trust Fund
 - c. Motor Vehicle License Clearing Trust Fund
 - d. Security Deposits Trust Fund

IV. Constitutional Issues:

- A. Municipality/County Mandates Restrictions:

None.

- B. Public Records/Open Meetings Issues:

None.

- C. Trust Funds Restrictions:

None.

- D. Other Constitutional Issues:

V. Economic Impact and Fiscal Note:

- A. Tax/Fee Issues:

None.

- B. Private Sector Impact:

None.

- C. Government Sector Impact:

Current state operations will be unaffected by the exemption of the enumerated trust funds or by the termination of the Turnpike Controlled Access Trust Fund. There is no remaining cash balance in the Turnpike Controlled Access Trust Fund.

Terminating the Corporations Trust Fund will redirect receipts from corporate filing fees to the General Revenue Fund. Estimated expenditures from the Corporations and Public Access Data Systems Trust Funds have been shifted to General Revenue in the proposed Senate General Appropriations Act for FY 2003-04.

While not terminated by this bill, expenditures from the Cultural Institutions Trust Fund have also been shifted to General Revenue in order to accurately reflect the redirection of corporate filing fees to the General Revenue Fund.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Amendments:

None.

This Senate staff analysis does not reflect the intent or official position of the bill's sponsor or the Florida Senate.
